

**SUPREME COURT MINUTES
TUESDAY, JANUARY 27, 1998
SAN FRANCISCO, CALIFORNIA**

S058779 Roberto M. Murillo, Appellant

v.

Fleetwood Enterprises, Inc. et al., Respondents

The request of respondents to allocate to amicus curiae Recreation Vehicle Industry Association 10 minutes of respondents' 30-minute allotted time for oral argument is granted.

S065791 In re **William John Houser Jr.** on Discipline

It is ordered that **William John Houser Jr.** be suspended from the practice of law for 12 months, that execution of suspension be stayed, and that he be placed on probation for five years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed September 11, 1997. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar and shall be added to and become part of the membership fee for the next calendar year. (Bus. & Prof. Code, § 6140.7.)

S065824 In re **Robert Kelley Crawford** on Discipline

It is ordered that **Robert Kelley Crawford** be suspended from the practice of law for three years, that execution of suspension be stayed, and that he be placed on probation for four years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed October 3, 1997. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

S065825 In re **Michael George Calhoun** on Discipline

It is ordered that **Michael George Calhoun** be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for two years on condition that he be actually suspended for 60 days. He is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its decision filed September 16, 1997. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

S065826 In re **Brenda Vargas** on Discipline

It is ordered that **Brenda Vargas** be suspended from the practice of law for 18 months, that execution of suspension be stayed, and that she be placed on probation for two years on condition that she be actually suspended for 60 days and until she makes restitution to Pamela Rich in the amount of \$7441.00, plus 10% interest per annum from January 4, 1995, and furnishes satisfactory proof thereof to the Probation Unit, State Bar Office of Trials. She is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed September 19, 1997. It is further ordered that she take and pass the Multistate Professional Responsibility Examination within the period of her actual suspension or one year after the effective date of this order, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) If the period of actual suspension exceeds 90 days, it is also ordered that she comply with rule 955, California Rules of Court, and that she perform the acts specified in subdivisions (a) and (c) of that rule within 120 and 130 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar pursuant Business and Professions Code section 6086.10. For good cause shown, the costs shall be divided into two equal payments, and added to the membership fee due for the 1998 and 1999 calendar years.

*(See Business & Professions Code, § 6126, subd. (c).)

S065827 In re **Lee Wellington Landrum** on Discipline

It is ordered that **Lee Wellington Landrum** be suspended from the practice of law for 30 days, that execution of suspension be stayed, and that he be placed on probation for one year subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed August 28, 1997. Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

S065846 In re **William Charles Kennedy** on Discipline

It is ordered that **William Charles Kennedy** be suspended from the practice of law for two years and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed August 26, 1997. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar and shall be added to and become part of the membership fee for the next calendar year. (Bus. & Prof. Code, § 6140.7.)

S065847 In re **Christopher Martin Dolan** on Discipline

It is ordered that **Christopher Martin Dolan** be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for one year subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed October 1, 1997. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar and shall be added to and become part of the membership fee for the next calendar year. (Bus. & Prof. Code, § 6140.7.)

S065901 In re **Larry J. Bryant** on Discipline

It is ordered that **Larry J. Bryant** be suspended from the practice of law for two years and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including restitution, as recommended by the Hearing Department of the State Bar Court in its decision filed March 6, 1997. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Bus. & Prof. Code section 6140.7 (as amended effective January 1, 1997).

S065909 In re **James Philip Russ** on Discipline

It is ordered that **James Philip Russ** be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its decision filed September 8, 1997, as modified by its order filed September 22, 1997. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar and shall be added to and become part of the membership fee for the next calendar year. (Bus. & Prof. Code, § 6140.7.)

S065912 In re **Raoul Jorge Severo** on Discipline

It is ordered that **Raoul Jorge Severo** be suspended from the practice of law for two years, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed October 3, 1997. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are

payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

S065914 In re **Michael Benson Spizer** on Discipline

It is ordered that **Michael Benson Spizer** be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including actual suspension for 30 days, recommended by the Hearing Department of the State Bar Court in its order regarding stipulation filed September 30, 1997. Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and, as recommended by the State Bar Court, shall be added to and become part of the membership fee for the calendar year next following the effective date of this order.

S065915 In re **Richard L. Ivey** on Discipline

It is hereby ordered that **Richard L. Ivey** be disbarred from the practice of law and that his name be stricken from the roll of attorneys. He is also ordered to comply with rule 955, California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)

S065930 In re **Philip H. Flickinger** on Discipline

It is ordered that **Philip H. Flickinger** be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for two years on condition that he be actually suspended for 60 days. He is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed October 1, 1997. Costs are awarded to the State Bar and shall be added to and become part of the membership fee for calendar years 1998 and 1999. (Bus. & Prof. Code, § 6140.7.)

S065948 In re **David A. McVey** on Discipline

It is ordered that **David A. McVey** be suspended from the practice of law for five years and until he makes restitution to Sang Hae Kim (or the Client Security Fund, if appropriate) in the amount of \$12,500, plus 10% interest per annum from September 18, 1996, and to Leonard Mendes (or the Client Security Fund, if appropriate)

in the amount of \$1510 plus 10% interest per annum from January 1, 1989, and furnishes satisfactory proof thereof to the Probation Unit, State Bar Office of Trials. Execution of suspension shall be stayed and he shall be placed on probation for five years on condition that he be actually suspended for one year. He is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed August 27, 1997. It is further ordered that he take and pass the Multistate Professional Responsibility Examination administered by the National Conference of Bar Examiners within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.). He is further ordered to comply with rule 955, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar pursuant to Bus. & Prof. Code section 6140.7 (as amended effective January 1, 1997).

S067156 In the Matter of the Resignation of **Philip Edward Geiger**
A Member of the State Bar of California

The voluntary resignation of **Philip Edward Geiger** as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against him should he hereafter seek reinstatement. It is ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)

S067157 In the Matter of the Resignation of **Richard Miles McGowen**
A Member of the State Bar of California

The voluntary resignation of **Richard Miles McGowen** as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against him should he hereafter seek reinstatement. It is ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)

S067158 In the Matter of the Resignation of **James L. Craig**
A Member of the State Bar of California

The voluntary resignation of **James L. Craig** as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against him should he hereafter seek reinstatement. It is ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)

S067253 In the Matter of the Resignation of **Arthur Frederick Ackerman**
A Member of the State Bar of California

The voluntary resignation of **Arthur Frederick Ackerman** as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against him should he hereafter seek reinstatement. It is ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)